IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Date: October 27, 2004

In re Patent Application of Atty Dkt. 1579-880 C#

TC/A.U.

Examiner:

HAYNES et al

Serial No. 10/753,339

Filed: January 9, 2004

HUMAN IMMUNODEFICIENCY VIRUS VACCINE Title:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

REQUEST FOR CORRECTION OF FILING RECEIPT

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

□ Correspondence Address Indication Form Attached. Fees are attached as calculated below: Total effective claims after amendment minus highest number previously paid for 20 (at least 20) =\$ 18.00 \$ 0.00 0 Х Independent claims after amendment minus highest number \$ 88.00 \$ previously paid for 3 (at least 3) =0 х 0.00 \$ If proper multiple dependent claims now added for first time, add \$300.00 (ignore improper) 0.00 Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$430.00/2 months; \$980.00/3 months) \$ 0.00 Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00 First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$790.00) \$ 0.00 ☐ Please enter the previously unentered , filed ☐ Submission attached Subtotal 0.00 If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00 ☐ Applicant claims "small entity" status. ☐ Statement filed herewith Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00 Assignment Recording Fee (\$40.00) \$ 0.00 Other: **TOTAL FEE ENCLOSED** 0.00

The Commissioner is hereby authorized to charge any <u>deficiency</u>, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8th Floor Arlington, Virginia 22201-4714 Telephone: (703) 816-4000 Facsimile: (703) 816-4100

MJW:tat

NIXON & VANDERHYE P.C.

By Atty: Mary J. Wilson, Reg. No. 32,955

Signature:

894390

In re Patent Application of

Confirmation No. 7106

HAYNES et al

?

Atty. Ref.: 1579-880

Serial No. 10/753,339

TC/A.U.:

Filed: January 9, 2004

Examiner:

For: HUMAN IMMUNODEFICIENCY VIRUS VACCINE

October 27, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Office of Initial Patent Examinations **Filing Receipt Corrections**

Sir:

REQUEST FOR CORRECTION OF FILING RECEIPT

Enclosed is a copy of the Filing Receipt for the above-identified application which contains an error in the section entitled "Domestic Priority data as claimed by applicant". It now reads as "This application is a CON of 09/775,805 02/05/2001". It should read "This application is a DIV of 09/775,805 02/05/2001" as noted on our application coversheet submitted January 9, 2004. The corrections is shown in red on the attached copy of the filing receipt. Please note your records accordingly. Correction of same is respectfully requested.

HAYNES et al Serial No. 10/753,339

Respectfully submitted,

NIXON & VANDERHYE P.C.

By:

Mary J. Wilson Reg. No. 32,955

MJW:tat

)

1100 North Glebe Road, 8th Floor

Arlington, VA 22201-4714 Telephone: (703) 816-4000 Facsimile: (703) 816-4100 1579.880



APPL NO.

United States Paters and Trademark Office

FIL FEE REC'D

770

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandra, Virguis 22313-1450 www.uspic.gov

ATTY.DOCKET NO DRAWINGS TOT CLMS IND CLMS

10/753,339 01/09/2004

FILING OR 371

(c) DATE

1645

ART UNIT

1579-880

1 7 1

CONFIRMATION NO. 7106

UPDATED FILING RECEIPT

OC00000013102200

23117 NIXON & VANDERHYE, PC 1100 N GLEBE ROAD 8TH FLOOR ARLINGTON, VA 22201-4714

Date Mailed: 06/29/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Barton F. Haynes, Durham, NC; Hua-Xin Liao, Chapel Hill, NC; Norman Letvin, Newton, MA;

Assignment For Published Patent Application

DUKE UNIVERSITY, Durham, NC; BETH ISRAEL DEACONESS MEDICAL CENTER, Boston, MA;

Domestic Priority data as claimed by applicant

This application is a CPN of 09/775,805 02/05/2001 which is a CIP of 09/497,497 02/04/2000 ABN

Foreign Applications

If Required, Foreign Filing License Granted: 04/15/2004

Projected Publication Date: 10/07/2004

Non-Publication Request: No

Early Publication Request: No

Title

Human immunodeficiency virus vaccine

Preliminary Class

424

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).